

HOUSE BILL 1095

A2

11r0423

By: **Prince George's County Delegation**

Introduced and read first time: February 11, 2011

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 16, 2011

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County – Alcoholic Beverages – Development District**
3 **Licenses**

4 **PG 302–11**

5 FOR the purpose of increasing the number of Class B–DD (Development District)
6 licenses that the Board of License Commissioners may issue for restaurants in a
7 certain area of Prince George's County; authorizing a person to obtain one other
8 Class B license anywhere in Prince George's County for each Class B–DD
9 license the person is issued under certain circumstances; providing that a Class
10 B license issued under this Act for a restaurant located anywhere in Prince
11 George's County shall remain in effect under certain circumstances, subject to
12 certain exceptions; and generally relating to alcoholic beverages licenses in
13 Prince George's County.

14 BY repealing and reenacting, with amendments,
15 Article 2B – Alcoholic Beverages
16 Section 6–201(r)(15)(vi) and (vii) and 9–217(f)(7)
17 Annotated Code of Maryland
18 (2005 Replacement Volume and 2010 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article 2B – Alcoholic Beverages**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 6-201.

2 (r) (15) (vi) 1. The Board of License Commissioners shall determine
3 the number of Class B-DD licenses to be issued, the persons to whom Class B-DD
4 licenses are to be issued, and the number of licenses each recipient may hold.

5 2. Notwithstanding subsubparagraph 1 of this
6 subparagraph, the Board of License Commissioners may not issue a Class B-DD
7 license to any restaurant located within a single area described in § 9-217(f)(7) of this
8 article, if, at the time of issuance:

9 A. There are [four] SIX restaurants operating with a
10 Class B-DD license within that area; or

11 B. The applicant for that license is the license holder of
12 three Class B-DD licenses.

13 (vii) 1. Notwithstanding any other provision of this article[.]:

14 ~~1.~~ A. [a] A license holder may hold a Class B-DD license in
15 addition to any other license issued under this article; AND

16 ~~2.~~ B. **FOR SUBJECT TO SUBSUBPARAGRAPHS 2 AND 3**
17 **OF THIS SUBPARAGRAPH, FOR EACH CLASS B-DD LICENSE A PERSON IS**
18 **ISSUED, THE PERSON MAY OBTAIN ONE OTHER CLASS B LICENSE LOCATED**
19 **ANYWHERE IN THE COUNTY IF ALL REQUIREMENTS FOR THE CLASS B LICENSE**
20 **ARE MET.**

21 2. **EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 3**
22 **OF THIS SUBPARAGRAPH, THE CLASS B LICENSE ISSUED TO A HOLDER OF A**
23 **CLASS B-DD LICENSE FOR A RESTAURANT IN A DEVELOPMENT DISTRICT**
24 **UNDER § 9-217(F)(7) OF THIS ARTICLE REMAINS IN EFFECT ONLY AS LONG AS**
25 **THE RESTAURANT IN THE DEVELOPMENT DISTRICT REMAINS OPEN FOR**
26 **BUSINESS AS A RESTAURANT.**

27 3. **IF THE RESTAURANT IN THE DEVELOPMENT**
28 **DISTRICT IS CLOSED FOR NOT MORE THAN 6 MONTHS, THE CLASS B LICENSE**
29 **SHALL REMAIN IN EFFECT.**

30 9-217.

31 (f) (7) Subject to § 6-201(r)(15) of this article, the Board of License
32 Commissioners may issue:

1 (i) Up to four Class B-DD (Development District) licenses for
2 restaurants located within the Capital Plaza commercial area, consisting of
3 commercial properties within the area bounded by the Baltimore-Washington
4 Parkway on the west and northwest, Maryland Route 450 on the south, and Cooper
5 Lane on the east and northeast; [and]

6 (ii) Up to four Class B-DD (Development District) licenses for
7 restaurants located within the area of Greenbelt Station, located inside the Capital
8 Beltway and adjacent to the Greenbelt Metro Station; AND

9 (III) UP TO SIX CLASS B-DD (DEVELOPMENT DISTRICT)
10 LICENSES MAY BE ISSUED TO RESTAURANTS LOCATED WITHIN THE AREA OF
11 RITCHIE STATION MARKETPLACE.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 October 1, 2011.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.